

105TH CONGRESS
1ST SESSION

H. R. 2461

To require the Secretary of the Treasury to mint and issue coins in commemoration of the centennial anniversary of the first manned flight of Orville and Wilbur Wright in Kitty Hawk, North Carolina, on December 17, 1903.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 11, 1997

Mr. JONES introduced the following bill; which was referred to the Committee on Banking and Financial Services

A BILL

To require the Secretary of the Treasury to mint and issue coins in commemoration of the centennial anniversary of the first manned flight of Orville and Wilbur Wright in Kitty Hawk, North Carolina, on December 17, 1903.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “First Flight Com-
5 memorative Coin Act of 1997”.

1 **SEC. 2. COIN SPECIFICATIONS.**

2 (a) DENOMINATIONS.—The Secretary of the Treas-
3 ury (hereafter in this Act referred to as the “Secretary”)
4 shall mint and issue the following coins:

5 (1) \$10 GOLD COINS.—Not more than 100,000
6 \$10 coins, each of which shall—

7 (A) weigh 16.718 grams;

8 (B) have a diameter of 1.06 inches; and

9 (C) contain 90 percent gold and 10 percent
10 alloy.

11 (2) \$1 SILVER COINS.—Not more than 500,000
12 \$1 coins, each of which shall—

13 (A) weigh 26.73 grams;

14 (B) have a diameter of 1.500 inches; and

15 (C) contain 90 percent silver and 10 per-
16 cent copper.

17 (3) HALF DOLLAR CLAD COINS.—Not more
18 than 750,000 half dollar coins each of which shall—

19 (A) weigh 11.34 grams;

20 (B) have a diameter of 1.205 inches; and

21 (C) be minted to the specifications for half
22 dollar coins contained in section 5112(b) of title
23 31, United States Code.

24 (b) LEGAL TENDER.—The coins minted under this
25 Act shall be legal tender, as provided in section 5103 of
26 title 31, United States Code.

1 **SEC. 3. SOURCES OF BULLION.**

2 The Secretary shall obtain gold and silver for minting
3 coins under this Act pursuant to the authority of the Sec-
4 retary under other provisions of law, including authority
5 relating to the use of silver stockpiles established under
6 the Strategic and Critical Materials Stockpiling Act, as
7 applicable.

8 **SEC. 4. DESIGN OF COINS.**

9 (a) DESIGN REQUIREMENTS.—

10 (1) IN GENERAL.—The design of the coins
11 minted under this Act shall be emblematic of the
12 first flight of Orville and Wilbur Wright in Kitty
13 Hawk, North Carolina, on December 17, 1903.

14 (2) DESIGNATION AND INSCRIPTIONS.—On
15 each coin minted under this Act there shall be—

16 (A) a designation of the value of the coin;

17 (B) an inscription of the year “2003”; and

18 (C) inscriptions of the words “Liberty”,

19 “In God We Trust”, “United States of Amer-
20 ica”, and “E Pluribus Unum”.

21 (b) SELECTION.—The design for the coins minted
22 under this Act shall be—

23 (1) selected by the Secretary after consultation
24 with the Board of Directors of the First Flight
25 Foundation and the Commission of Fine Arts; and

1 (2) reviewed by the Citizens Commemorative
2 Coin Advisory Committee.

3 **SEC. 5. PERIOD FOR ISSUANCE OF COINS.**

4 (a) IN GENERAL.—Except as provided in subsection
5 (b), the Secretary may issue coins minted under this Act
6 only during the period beginning on August 1, 2003, and
7 ending on July 31, 2004.

8 (b) EXCEPTION.—If the Secretary determines that
9 there is sufficient public demand for the coins minted
10 under section 2(a)(3), the Secretary may extend the period
11 of issuance under subsection (a) for a period of 5 years
12 with respect to those coins.

13 **SEC. 6. SALE OF COINS.**

14 (a) SALE PRICE.—The coins issued under this Act
15 shall be sold by the Secretary at a price equal to the sum
16 of—

17 (1) the face value of the coins;

18 (2) the surcharge provided in subsection (d)
19 with respect to such coins; and

20 (3) the cost of designing and issuing the coins
21 (including labor, materials, dies, use of machinery,
22 overhead expenses, marketing, and shipping).

23 (b) BULK SALES.—The Secretary shall make bulk
24 sales of the coins issued under this Act at a reasonable
25 discount.

1 (c) PREPAID ORDERS.—

2 (1) IN GENERAL.—The Secretary shall accept
3 prepaid orders for the coins minted under this Act
4 before the issuance of such coins.

5 (2) DISCOUNT.—Sale prices with respect to pre-
6 paid orders under paragraph (1) shall be at a rea-
7 sonable discount.

8 (d) SURCHARGES.—All sales shall include a sur-
9 charge of—

10 (1) \$35 per coin for the \$10 coin;

11 (2) \$10 per coin for the \$1 coin; and

12 (3) \$1 per coin for the half dollar coin.

13 (e) MARKETING EXPENSES.—The Secretary shall en-
14 sure that—

15 (1) a plan is established for marketing the coins
16 minted under this Act; and

17 (2) adequate funds are made available to cover
18 the costs of carrying out that marketing plan.

19 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**
20 **TIONS.**

21 (a) IN GENERAL.—Except as provided in subsection
22 (b), no provision of law governing procurement or public
23 contracts shall be applicable to the procurement of goods
24 and services necessary for carrying out the provisions of
25 this Act.

1 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-
2 section (a) shall not relieve any person entering into a con-
3 tract under the authority of this Act from complying with
4 any law relating to equal employment opportunity.

5 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

6 (a) IN GENERAL.—All surcharges received by the
7 Secretary from the sale of coins issued under this Act shall
8 be promptly paid by the Secretary to the First Flight
9 Foundation for the purposes of—

10 (1) repairing, refurbishing, and maintaining the
11 Wright Brothers Monument on the Outer Banks of
12 North Carolina; and

13 (2) expanding (or, if necessary, replacing) and
14 maintaining the visitor center and other facilities at
15 the Wright Brothers National Memorial Park on the
16 Outer Banks of North Carolina, including providing
17 educational programs and exhibits for visitors.

18 (b) AUDITS.—The Comptroller General of the United
19 States shall have the right to examine such books, records,
20 documents, and other data of the First Flight Foundation
21 as may be related to the expenditures of amounts paid
22 under subsection (a).

23 **SEC. 9. FINANCIAL ASSURANCES.**

24 The Secretary shall take such actions as may be nec-
25 essary to ensure that minting and issuing coins under this

1 Act will not result in any net cost to the United States
2 Government.

3 **SEC. 10. WAIVER OF COIN PROGRAM RESTRICTIONS.**

4 The provisions of subparagraph (F) of section 5134
5 of title 31, United States Code, do not apply to the coins
6 minted and issued under this Act, since the surcharge pro-
7 ceeds of this Act will be used for building, repairing, and
8 other endeavors in a United States National Park.

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